

Remarks

Applicant responds to the Office Action of October 5, 2004. Upon entry of the foregoing amendment, claims 11-33 will be pending in the application. Claims 1-10 have been canceled. Claims 11-33 have been rejected.

A Terminal Disclaimer with respect to U.S. Patent Application No. 10/634,104 is enclosed.

35 USC §121 Restriction Requirement

The Examiner required restriction between the claims in Group I (claims 1-10) and Group II (claims 11-33). The Applicant hereby affirms his election of the claims in Group II (claims 11-33).

Obvious-Type Double Patenting Rejection

Claims 11-33 have been rejected under the judicially created doctrine of obviousness-type double patenting over claims 1-48 and 60-65 of copending Application No. 10/634,104. The Examiner has suggested that this rejection could be obviated by the filing of a terminal disclaimer. In response to this rejection and the Examiner's suggestion, the above-identified terminal disclaimer is enclosed for U.S. Patent Application No. 10/634,104. Accordingly, withdrawal of the rejection is believed to be warranted and is respectfully requested.

Conclusion

In view of the foregoing, Applicants respectfully request reconsideration and a timely issuance of a notice of allowance for claims 11-33.

In the event any fees are due in connection with the filing of this document, the Commissioner is authorized to charge those fees to our Deposit Account No. 18-0988 under Attorney Docket No. AVERP3071USA.

Respectfully submitted,

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